

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 27TH APRIL 2007 / 7TH VAISAKHA 1929

Crl.MC.No. 1250 of 2007

CC.461/2004 of JUDL.MAGISTRATE OF FIRST CLASS COURT, OTTAPPALAM

PETITIONER/ACCUSED:

**RAVUNNI, UNNINIVAS (COLONY),
POST CHUNANGAD, OTTAPPALAM, PALAKKAD DISTRICT,
NOW RESDING AT SBI,MUTHUTHALA,PATTAMBI.**

BY ADV. SRI.SAIBY JOSE KIDANGOOR

RESPONDENTS/STATE:

- 1. THE STATE OF KERALA, REPRESENTED
BY THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.**
- 2. MOHANAKRISHNAN, SARAYATH HOUSE,
MANISSERY, KANNIAMPURAM,PALAKKAD DISTRICT.**

BY PUBLIC PROSECUTOR SRI. GIKKU JACOB

**THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION
ON 27/04/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:**

K.R. UDAYABHANU, J.

CrI.M.C. NO.1250 OF 2007.

DATED THIS THE 27th DAY OF APRIL, 2007.

ORDER

Petitioner who is the accused in CC.No.461 of 2004 in the file of the Judicial First Class Magistrate's Court, Ottapalam with respect to the offence under Section 138 of the Negotiable Instrument Act has sought for a direction to the court below that there may not be an order of pre-trial detention at the time of his appearance. It was submitted that he could not appear before the court due to illness.

2. In the circumstances, the petitioner is directed to surrender before the court below within two weeks from today and file an application for bail. Non-bailable warrant is not to be executed in the meantime. Pre-trial detention is not required. The court below shall as far as possible dispose of the application for bail, to be filed on the date of appearance of the petitioner itself. The CrI.M.C. is disposed of accordingly.

**K.R.UDAYABHANU.
JUDGE.**

kvs/-